

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rabbani et al.

Application No.: 08/978,637 Group Art Unit: 1635

Filed: November 25, 1997 Examiner: A. Hudson

For: **COMPOSITION OF MATTER COMPRISING PRIMARY NUCLEIC
ACID COMPONENT**

Confirmation No.: 4643

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicants submit herewith references which they believe may be material to the patentability of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While the references may be "material" under 37 C.F.R. 1.56, it is not intended to constitute an admission that the references are "prior art" unless specifically designated as such.

The filing of this Supplemental Information Disclosure Statement shall not be construed as a representation that no other material references than those listed exist or that a search has been conducted.

The above-referenced application is a division of application serial no. 08/574,443. Applicants note that application serial nos. 08/978,633, 08/978,634, 08/978,636, 08/978,635, 08/978,638 and 08/978,639 are also divisional applications of application serial no. 08/574,443. Related application serial no. 08/978,632 is a continuation of application serial no. 08/574,443. Application serial nos 08/978,635 and 08/978,639 have been abandoned. Applicants note that additional applications have been filed: application. ser. no. 11/929,897, a continuation of application ser. no. 08/978,632, application. ser. no. 11/925,929, a continuation of 08/978,636, application. ser. no. 11/929,055, a continuation of 08/978,637 and application. ser. no.

11/927,676, a continuation of 08/978,638; no Office Actions have issued in any of these applications.

The references listed below and on Form PTO SB08a (in accordance with the requirements of MPEP 609) are US Patent documents and non-patent literature, including Office Actions issued on the merits in related applications. The non-patent literature is submitted herewith.

US Patents

5677343	1997-10-14	Singh et al.
5733781	1998-03-31	Ryder et al.
7345025	2008-03-18	Symonds et al.

Prosecution in related applications

Pat. App. No. 08978638 (Attny. Dkt. No. Enz-53-D6) Non-final Office Action 2008-11-18
Pat. App. No. 08978634 (Attny. Dkt. No. Enz-53-D2) Non-final Office Action 2008-12-30
Pat. App. No. 08978638 (Attny. Dkt. No Enz-53-D3) Final Office Action 2009-06-22
Pat. App. No. 11927676 (Attny. Dkt. No Enz-53-D6-C) Non-final Office Action 2009-06-11

Other non-patent literature

JOHNSTON et al. "Present status and future prospects for HIV therapies" Science 260: 1286-1293. 1993

LEHRMAN "AIDS patient given baboon bone marrow" Nature 378: 756. 1995

OSBORNE et al. "Hormone responsive human breast cancer in long-term tissue culture: Effect of insulin" Proc. Natl. Acad. Sci. USA 73: 4536-4540. 1976

SENAPATHY, P. "Possible evolution of splice-junction signals in eukaryotic genes from stop codons" Proc. Natl. Acad. Sci, USA 85: 1129-1133. 1988

It is respectfully requested that these references be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the Undersigned if there are any questions concerning this paper or the attached references.

The Information Disclosure Statement submitted herewith is being filed

☐ together with an RCE

☐ after submitting the RCE but before any subsequent Office Action

☐ before the mailing date of a first Office Action on the merits

[X] after the mailing date of a first Office Action on the merits.

Respectfully submitted,

Date: July 3, 2009

/Cheryl H Agris/
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